

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND**

**RHODE ISLAND ASSOCIATION OF
COASTAL TAXPAYERS,**

Plaintiff,

v.

**PETER NERONHA, in his official Capacity
as Attorney General of Rhode Island;
JEFFREY WILLIS, in his official capacity
as Executive Director of the Rhode Island
Coastal Resources Management Council;
and TERRENCE GRAY, in his official
capacity as Director of the Rhode Island
Department of Environmental Management,
*Defendants.***

C.A. No. 23-cv-00278-WES-PAS

**STATE DEFENDANTS' MOTION TO DISMISS PLAINTIFF'S SECOND AMENDED
COMPLAINT**

Defendants Peter Neronha, in his official capacity as Attorney General of Rhode Island; Jeffrey Willis, in his official capacity as Executive Director of the Rhode Island Coastal Resources Management Council; and Terrence Gray, in his official capacity as Director of the Rhode Island Department of Environmental Management (collectively, the "State Defendants"), hereby move to dismiss the Second Amended Complaint filed by Plaintiff Rhode Island Association of Coastal Taxpayers (the "Association") for lack of subject matter jurisdiction under Rule 12(b)(1) of the Federal Rules of Civil Procedure. In support, State Defendants rely on the Memorandum of Law previously submitted in support of their Motion to Dismiss the Association's Amended Complaint, *see* ECF No. 20-1, as well as the contemporaneously submitted Supplemental Memorandum.

Respectfully Submitted,

Defendants,

**PETER NERONHA, in his official capacity
as Attorney General of Rhode Island;
JEFFREY WILLIS, in his official capacity
as Executive Director of the Rhode Island
Coastal Resources Management Council;
and TERRENCE GRAY, in his official
capacity as Director of the Rhode Island
Department of Environmental Management**

By:

**PETER F. NERONHA
ATTORNEY GENERAL**

/s/ Jeff Kidd

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Jeff Kidd (#10416)
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CERTIFICATE OF SERVICE

I hereby certify that I filed the within document via the ECF filing system on August 15, 2023, and that a copy is available for viewing and downloading.

/s/ Jeff Kidd